

COUNTY OF LOS ANGELES

**SHERIFF'S DEPARTMENT***A Tradition of Service*

DATE: January 20, 2009

OFFICE CORRESPONDENCE

FILE NO. FO2219668

FROM: ERIC B. SMITH, COMMANDER  
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN  
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:  
DEPUTY [REDACTED] # [REDACTED]  
DEPUTY JUAN RODRIGUEZ # [REDACTED]  
CENTURY STATION

On May 7, 2008, Suspect Dartagnon Jones admitted he was on [REDACTED] then he struck Deputy [REDACTED] and tried to flee. Deputies [REDACTED] and Rodriguez struck the suspect with personal weapons and performed a takedown maneuver. The suspect sustained a fracture to his left orbital at about 1010 hours.

Deputies [REDACTED] and Rodriguez saw Suspect Jones sitting in the driver's seat of a 2008 Nissan Altima 4-door, illegally parked in the alley. Suspect Jones was talking to two male Blacks, Witnesses [REDACTED] and [REDACTED] near his front passenger's window. As the Deputies contacted Suspect Jones, both witnesses walked away.

Suspect Jones advised the Deputies that he was on [REDACTED]. The Deputies detained Suspect Jones pending a [REDACTED] check. As Deputy [REDACTED] was conducting a pat-down search for weapons, Suspect Jones struck Deputy [REDACTED] chest with his right elbow, forcing Deputy [REDACTED] backwards. Suspect Jones tried running away, but Deputy [REDACTED] grabbed his shirt at the shoulder area, and Deputy Rodriguez grabbed Suspect Jones' shirt at the chest area. Both Deputies forced Suspect Jones to the ground. Suspect Jones landed on his back and began kicking and punching violently. The Deputies ordered Suspect Jones to stop resisting, but he continued to fight them.

Deputy [REDACTED] kned Suspect Jones twice on the right side of his stomach with his right knee. Deputy Rodriguez punched Suspect Jones twice on the left side of his face with his right fist. Suspect Jones immediately stopped resisting and allowed the Deputies to handcuff him.

Suspect Jones sustained a fracture to his left orbital. He was treated at Memorial Hospital of Gardena. He was cleared for booking. Deputy [REDACTED] complained of pain to his chest, and Deputy Rodriguez sustained a soft tissue contusion to his right hand.

On January 8, 200[redacted] the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy [redacted] # [redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Juan Rodriguez # [redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.



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Eric B. Smith, Commander

EBS:Ylw:yw

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# Los Angeles County Sheriff's Department

## Supervisor's Report on Use of Force

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Incident Information									
URN: 408-09902-2142-145					Date: 5/7/08		Time: 1010 HOURS		
Location: ALLEY, NORTH OF 137TH STREET, EAST OF AVALON STREET			City or Station: LOS ANGELES						
Bureau/Station/Facility: CENTURY SHERIFF'S STATION			Admin. Investigation: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>						
Type of Force: SIGNIFICANT (FRACTURED ORBITAL, MEDIAL WALL & LEFT SIDE OF NOSE)									
Deputy Injury: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>			Suspect Injury: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>						
<input type="checkbox"/> Call		<input checked="" type="checkbox"/> Observation		<input type="checkbox"/> Detail		<input type="checkbox"/> Foot Pursuit		<input type="checkbox"/> Vehicle Pursuit	
IAB Notified: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		Person Notified: SCOTT HILL		Emp: [REDACTED]		IAB Roll Out: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>			
Involved Employee									
E1	Employee # [REDACTED]		Last Name [REDACTED]		First Name [REDACTED]		Middle Name [REDACTED]		
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Unit of Assignment: CENTURY		Work Assignment (Unit #, Module, etc.): 214B			
Shift: <input type="checkbox"/> EM <input checked="" type="checkbox"/> Day <input type="checkbox"/> PM		<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]		Height: 505		Weight: 150	
<input checked="" type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: COMPLAINT OF PAIN						Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>	
E2	Employee # [REDACTED]		Last Name RODRIGUEZ		First Name JUAN		Middle Name		
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Unit of Assignment: CENTURY		Work Assignment (Unit #, Module, etc.): 214B			
Shift: <input type="checkbox"/> EM <input checked="" type="checkbox"/> Day <input type="checkbox"/> PM		<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: 28		Height: 602		Weight: 260	
<input checked="" type="checkbox"/> Injured <input checked="" type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: US HEALTH WORKS						Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>	
E	Employee #		Last Name		First Name		Middle Name		
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Unit of Assignment:		Work Assignment (Unit #, Module, etc.):			
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM		<input type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age:		Height:		Weight:	
<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital:						Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input type="checkbox"/>	
Additional Involved Employees									
On Duty Supervisor									
Emp # [REDACTED]		Last Name DURAN		First Name JAMES		Middle Name		Rank SGT.	
								Present YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
								Witness to Incident YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
Emp #		Last Name		First Name		Middle Name		Rank	
								Present YES <input type="checkbox"/> NO <input type="checkbox"/>	
								Witness to Incident YES <input type="checkbox"/> NO <input type="checkbox"/>	
Watch Sergeant									
Emp # [REDACTED]		Last Name WHITE		First Name RICHARD		Middle Name			
Watch Commander									
Emp # [REDACTED]		Last Name SERPA		First Name JEFFREY		Middle Name			

Watch Commander (Print Name)

TIM CARR

Watch Commander's Signature:

[REDACTED]

Emp #:

Date

Supervisor Completing Form: (Print Name)

Emp #:

Copy Provided to Employee by:

Emp #:

Unit Commander (Print Name)

Unit Commander's Signature:

Emp #:

Date

DISCOVERY Use Only

FO# 2219668

Original: Discovery Unit

Copy: Unit Commander

SH-R-438P (Rev. 12/07)

# Supervisor's Report on Use of Force SUSPECT INFORMATION

4 0 8 - 0 9 9 0 2 - 2 1 4 2 - 1 4 5

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**S** 1

Suspect Information													
Last Name			JONES			First Name		DARTAGNON		Middle Name		DARNELL	
AKA Last Name						First Name				Middle Name			
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: B		Street Address:			City:		State & Zip Code:				
Work Phone:		Home Phone:		Age: 29		Height: 604		D.O.B. 11-29-78		Weight: 200		Armed? <input type="checkbox"/>	
Booking #: 1463246		Primary Charge Code: 69 PC			Secondary Charge Code: 11351.5 H/S			Criminal History					
EMT in attendance? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Name: L.A. COUNTY FIRE			Unit: Engine #95		Phone #: CAPT. MCKNERMAN						
Hospital Admission? <input type="checkbox"/>		Rec'd Treatment At: GARDENA MEMORIAL			Coroner Case #:		Mental History <input type="checkbox"/>						
By Doctor: MARTELLI		Address: 1145 WEST REDONDO BEACH BLVD			Phone #: 310-532-4200								
Under Influence: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Substance:			Mental Illness <input type="checkbox"/>								
Suspect Interview													
Date: 05/08/2008		Time: 1030		Audiotape: <input type="checkbox"/>		Videotape: <input checked="" type="checkbox"/>		Photos of Injuries: <input checked="" type="checkbox"/>					

**S**   

Suspect Information													
Last Name						First Name				Middle Name			
AKA Last Name						First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:			City:		State & Zip Code:				
Work Phone:		Home Phone:		Age:		Height:		D.O.B.		Weight:		Armed? <input type="checkbox"/>	
Booking #:		Primary Charge Code:			Secondary Charge Code:			Criminal History <input type="checkbox"/>					
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO		Name:			Unit:		Phone #:						
Hospital Admission? <input type="checkbox"/>		Rec'd Treatment At:			Coroner Case #:		Mental History <input type="checkbox"/>						
By Doctor:		Address:			Phone #:								
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:			Mental Illness: <input type="checkbox"/>								
Suspect Interview													
Date:		Time:		Audiotape: <input type="checkbox"/>		Videotape: <input type="checkbox"/>		Photos of Injuries: <input type="checkbox"/>					

**S**   

Suspect Information													
Last Name						First Name				Middle Name			
AKA Last Name						First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:			City:		State & Zip Code:				
Work Phone:		Home Phone:		Age:		Height:		D.O.B.		Weight:		Armed? <input type="checkbox"/>	
Booking #:		Primary Charge Code:			Secondary Charge Code:			Criminal History <input type="checkbox"/>					
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO		Name:			Unit:		Phone #:						
Hospital Admission? <input type="checkbox"/>		Rec'd Treatment At:			Coroner Case #:		Mental History <input type="checkbox"/>						
By Doctor:		Address:			Phone #:								
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:			Mental Illness: <input type="checkbox"/>								
Suspect Interview													
Date:		Time:		Audiotape: <input type="checkbox"/>		Videotape: <input type="checkbox"/>		Photos of Injuries: <input type="checkbox"/>					

☐ Additional Suspects Involved

# Supervisor's Report on Use of Force EMPLOYEE / NON-EMPLOYEE INFORMATION

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## Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

## Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

## Method

(AW) Arwen	(FH) Firearm (Handgun)	(PO) Personal Weapon (Other)
(BC) Baton: (Control)	(FR) Firearm (Rifle)	(RS) Resistance
(BI) Baton: (Impact)	(FS) Firearm (Shotgun)	(CN) Restraint Device (Capture Net)
(BF) Bodily Fluids	(FO) Firearm (Other)	(RH) Restraint Device (Handcuffs)
(CN) Canine	(FB) Flashbang	(HB) Restraint Device: Hobble (Legs Only)
(CR) Carotid Restraint	(FL) Flashlight	(TP) Restraint Device: Hobble (TARP)
(CH) Choke Hold	(OE) Other Weapon: Edged	(RE) Restraint Device: REACT Belt
(CT) Control Holds: (Control Techniques)	(OV) Other Weapon: Vehicle	(SP) Sap
(TT) Control Holds: (Team Takedown)	(OB) Other Weapon: Blunt Object	(SH) Shield
(TD) Control Holds: (Takedown)	(OO) Other Weapon: Other	(SG) 37mm Stinger
(CE) Chemical	(PK) Personal Weapon: Feet/Leg: (Kick)	(SB) Sting Ball
(OC) Chemical Agents (OC Spray)	(PS) Personal Weapon: Feet/Leg: (Sweep)	(ST) Stun Bag
(TG) Chemical Agents (Tear Gas)	(PH) Personal Weapon (Hand/Arm)	(TR) Taser
(EX) Explosives	(PP) Personal Weapon (Push)	(UC) Uncooperative

## Type of injury

(AB) Abrasion	(DB) Dog Bite	(PA) Paralysis
(BR) Bruise	(FR) Fractures	(PW) Puncture Wound
(BU) Burn	(GS) Gunshot	(SD) Soft Tissue Damage
(CP) Complaint of Pain	(HB) Human Bite	(ST) Sprain/Twists
(CO) Concussion	(LC) Lacerations	(UN) Unconscious
(DH) Death	(ND) Nerve Damage	(RM) Refused Med Treatment
(DI) Dislocation	(OD) Organ Damage	(NN) NONE

**Body Part Injured**

(AD) Abdomen	(FA) Face	(HI) Hip
(AK) Ankle	(FE) Feet	(IN) Internal
(AR) Arm	(FI) Fingers	(KN) Knees
(BK) Back	(GE) Genitals	(LE) Leg
(BT) Buttocks	(GR) Groin	(NK) Neck
(CH) Chest	(HD) Hands	(NO) Nose
(EL) Elbow	(HE) Head	(SH) Shoulder
		(WR) Wrist

[illegible]



**INVESTIGATIVE SUMMARY**  
**USE OF FORCE; FRACTURED ORBITAL**  
**IAB FO2219668**  
**URN 408-09902-2142-145**

On Wednesday, May 7, 2008, Sergeants Tim Carr and Steve Kim of the Internal Affairs Bureau responded to Century Sheriff's Station regarding a significant use of force, where Suspect Dartagnon Jones fractured his left orbital.

On Wednesday, May 7, 2008 at approximately 1010 hours, Deputies [REDACTED] and Juan Rodriguez were working Unit 214B dayshift. The Deputies drove north through the alley from 137<sup>th</sup> Street. The alley is located between 137<sup>th</sup> Street to the south, 136<sup>th</sup> Street to the north, and Avalon Boulevard to the west. The Deputies saw Suspect Dartagnon Jones sitting in the driver's seat of a 2008 Nissan Altima 4 door, which was illegally parked in the alley. Suspect Jones was talking to two Male Blacks (Witnesses [REDACTED] and [REDACTED] who were standing next to the front passenger's door window. The Deputies contacted Suspect Jones as both Male Blacks quickly walked away.

Suspect Jones advised the Deputies that he was on [REDACTED] for [REDACTED]. The Deputies detained Suspect Jones pending a [REDACTED] check. As Deputy [REDACTED] was conducting a pat down check for weapons, Suspect Jones struck Deputy [REDACTED] on the middle of his chest with his right elbow, causing Deputy [REDACTED] to lose his balance and forced him backwards. Suspect Jones attempted to run away, but Deputy [REDACTED] grabbed his shirt at the shoulder area, and Deputy Rodriguez grabbed Suspect Jones' shirt at the chest area. Both Deputies forced Suspect Jones to the ground. Suspect Jones landed on his back and immediately began kicking his feet and punching his fists in the air, in a violent manner. The Deputies ordered Suspect Jones to stop resisting, but he continued to violently move his fists and feet in the air.

Deputy [REDACTED] kned Suspect Jones twice on the right side of his stomach with his right knee. Deputy Rodriguez punched Suspect Jones twice on the left side of his face with his right fist. Suspect Jones immediately stopped resisting and allowed the Deputies to handcuff him.

Suspect Jones sustained a fracture to his left orbital. He was transported to Memorial Hospital of Gardena where he received an "OK to book." Deputy [REDACTED] complained of pain to his chest, and Deputy Rodriguez sustained a soft tissue contusion to his right hand. Refer to **Exhibit B** for photographs and maps of the scene.



**INVOLVED PERSONNEL:**

**Deputy** [REDACTED] # [REDACTED]  
Field Operations Region II  
Century Sheriff's Station

**Employee Work History:**

Date of Employment [REDACTED]  
Date Assigned to Patrol [REDACTED]  
Completed Patrol Training [REDACTED]  
Prior Founded Force Incidents [REDACTED]  
Prior Founded Shootings [REDACTED]

**Deputy Juan Rodriguez** # [REDACTED]  
Field Operations Region II  
Century Sheriff's Station

**Employee Work History:**

Date of Employment 01/2002  
Date Assigned to Patrol [REDACTED]  
Completed Patrol Training [REDACTED]  
Prior Founded Force Incidents [REDACTED]  
Prior Founded Shootings [REDACTED]

**SUSPECT:**

**Dartagnon Darnell Jones** Male Black 11/29/1978

Suspect Jones has an [REDACTED] A check of the CCHRS  
(Consolidated Criminal History Reporting System) revealed that Suspect Jones (CII#

[REDACTED]  
[REDACTED] Refer the CCHRS and RAPS printouts included inside **Exhibit A**.

**WITNESSES:**

**Sworn:**

None

**Civilian:**

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

**INJURIES:**

**Deputy [REDACTED]**

Deputy [REDACTED] complained of pain to his chest. Deputy [REDACTED] did not seek medical attention. The pain was caused by Suspect Jones' elbow strike. Refer to **Exhibit C** for a photograph of Deputy [REDACTED]

**Deputy Juan Rodriguez**

Deputy Rodriguez sustained a soft tissue contusion on his right little finger. Deputy Rodriguez was seen and treated at United States Healthworks Medical Center. Deputy Rodriguez believed the injury occurred when he punched Suspect Jones in the face. Refer to **Exhibit C** for a photograph of Deputy Rodriguez's' injured finger.

**Suspect Dartagnon Jones**

Suspect Jones sustained a fractured left orbital of the left medial wall and hairline fracture to the left side of his nose. He also sustained a swollen left eye and complained of pain to his head and body. I spoke to Doctor Martelli and was advised that Suspect Jones' injuries were consistent with being punched in the face and being kneed in the stomach. Refer to **Exhibit D** for photographs of Suspect Jones' injuries and medical records.

**PHYSICAL EVIDENCE:**

No physical evidence was collected at the scene, and the Crime Lab did not respond to this incident.

**INVESTIGATOR OBSERVATIONS:**

The scene had not been held and did not play a prominent role in the investigation. Investigators responded to the scene after the scene had been disbanded. Sergeant Tina Jones was the field supervisor who responded to the scene. She photographed the scene, the Suspect, and also videotaped the Suspect and Witnesses' interview.

**IAB Note:** The compact disc of the scene and interviews that Sergeant Jones gave me was blank. I return the disc to Sergeant Jones for repair. Sergeant Jones advised me that she had not properly saved the video to the compact disc. I directed Sergeant Jones to document her interviews on a supplemental report. Refer to **Exhibit A** for her report.

**WEAPONS USED BY DEPUTY PERSONNEL:**

Deputy [REDACTED]

Deputy [REDACTED] forced Suspect Jones to the ground, kned him in the stomach with his right knee and forced his arms behind his back.

**Deputy Rodriguez**

Deputy Rodriguez forced Suspect Jones to the ground and punched him twice in the face.

**WEAPONS USED BY THE SUSPECT:**

**Suspect Jones**

Suspect Jones elbowed Deputy [REDACTED] on the chest. Suspect Jones resisted the Deputies orders and violently kicked his legs and threw punches in the air.

**PROPERTY DAMAGE:**

No county or private property was damaged.

**CRIMINAL INVESTIGATOR AND CHARGES FILED:**

Investigator's Name	Detective Frederick Morse # [REDACTED]
Court	Compton
Charges Filed	69 & 243(b) P.C. and 11351.5 & 11359 H/S
Court Date	[REDACTED]
Case Number	TA097203

**LIGHTING OR WEATHER CONDITIONS:**

The area was sunny and clear at the time of the incident (approximately 1010 hours).

## INVOLVED EMPLOYEES' STATEMENTS:

The following summary is from an Internal Affairs Bureau interview conducted by Sergeants Tim Carr and Steve Kim.

**Deputy [REDACTED]**

On Wednesday, May 7, 2008, at approximately 1010 hours, Deputy [REDACTED] was working as the bookman, and Deputy Juan Rodriguez was working as the driver in Unit 214B, dayshift. The Deputies were patrolling the alley because they had arrested more than twenty people for narcotics related crimes. As the Deputies drove north through the alley, they saw the Suspect's vehicle facing south, along the east side of the alley, with Suspect Jones in the driver's seat. Deputy [REDACTED] also saw Witnesses [REDACTED] and [REDACTED] standing next to Suspect Jones driver's window talking to him.

As the Deputies continued north through the alley, the witnesses quickly walked away from the Suspect vehicle. The Deputies stopped their vehicle along the passenger side of Suspect Jones' vehicle. Deputy [REDACTED] approached the driver's door and Deputy Rodriguez approached the passenger's door. Suspect Jones told Deputy [REDACTED] that he was having a conversation with some friends, referring to Witnesses [REDACTED] and [REDACTED]. Suspect Jones also told Deputy [REDACTED] that he was on [REDACTED] for [REDACTED].

Deputy [REDACTED] asked Suspect Jones to exit the vehicle pending a [REDACTED]. Deputy [REDACTED] grabbed Suspect Jones' left wrist as he exited the vehicle. Deputy [REDACTED] immediately realized that Suspect Jones was extremely tall, approximately six feet four inches, compared to Deputy [REDACTED] at five feet five inches in height. Suspect Jones was very polite and placed his right hand behind his back. Deputy [REDACTED] escorted Suspect Jones to the rear of his Sheriff's vehicle in order to search him for weapons. Deputy [REDACTED] ordered Suspect Jones to spread his legs apart and he complied.

As Deputy [REDACTED] controlled Suspect Jones' hands with his left hand, he prepared to search Suspect Jones' waistband with his right hand. Deputy [REDACTED] placed his right hand near Suspect Jones' front waist area when Suspect Jones unsuspectingly struck Deputy [REDACTED] in the middle of his chest with his right elbow/forearm. The strike forced Deputy [REDACTED] to step backwards. After Suspect Jones struck Deputy [REDACTED] he stepped to his left and prepared to run away. Deputy [REDACTED] grabbed a hold of the upper left back side of Suspect Jones' polo shirt with both of his hands and pulled him to the ground. Deputy [REDACTED] saw Deputy Rodriguez behind Suspect Jones along the ride side. Deputy [REDACTED] realized Deputy Rodriguez was near him, but was focused on Suspect Jones and did not see Deputy Rodriguez' involvement in this incident. Deputy [REDACTED] stayed focused on Suspect Jones and never saw Deputy Rodriguez use any force on him.

Suspect Jones fell on his back and immediately began punching and kicking with both hands and feet in the air. Deputy [REDACTED] crouched down on Suspect Jones left side. Deputy [REDACTED] ordered Suspect Jones to stop fighting two to five times. Deputy [REDACTED] grabbed hold of Suspect Jones' left wrist and kned him two times in the left side of his stomach/rib area with his right knee, to stop his violent behavior.

After kneeling Suspect Jones, Deputy [REDACTED] was able to force Suspect Jones' left arm behind his back in a rear wrist lock. Deputy [REDACTED] ordered Suspect Jones to stop fighting. Suspect Jones complied and placed his right hand behind his back. Deputy [REDACTED] handcuffed Suspect Jones without further incident. Deputy [REDACTED] estimated the fight lasted between fifteen and twenty seconds. Deputy [REDACTED] did not have time to use his O.C. spray, baton, or flashlight because he placed both hands on Suspect Jones' wrists/arms to control them. Refer to **Exhibit A** for Deputy [REDACTED] report.

### **Deputy Juan Rodriguez**

On Wednesday, May 7, 2008, at approximately 1010 hours, Deputy Juan Rodriguez was working as the driver, and Deputy [REDACTED] was working as the bookman in Unit 214B, dayshift. The Deputies were patrolling the alley because they had arrested more than twenty people for narcotics related crimes. As the Deputies drove north through the alley, they saw the Suspect's vehicle facing south along the east side of the alley, with Suspect Jones in the driver's seat. Deputy Rodriguez saw a Male Black standing next to Suspect Jones' driver's window talking to him.

**IAB Note:** Deputy Rodriguez only saw one Male Black standing next to the Suspect's vehicle.

As the Deputies continued driving north through the alley, Deputy Rodriguez saw the Male Black quickly walk away from the Suspect's vehicle. The Deputies stopped their vehicle along the passenger side of Suspect Jones' vehicle. Deputy [REDACTED] approached the driver's door and Deputy Rodriguez approached the passenger's door. Suspect Jones told Deputy [REDACTED] that he was on [REDACTED] for [REDACTED].

Deputy Rodriguez saw Deputy [REDACTED] escort Suspect Jones away from the Suspect vehicle to the rear of their Sheriff's vehicle. Deputy Rodriguez was approximately three yards south of Deputy [REDACTED] and Suspect Jones as Deputy [REDACTED] began to search Suspect Jones. As Deputy [REDACTED] attempted to search Suspect Jones, Deputy Rodriguez saw Suspect Jones strike Deputy [REDACTED] on his upper body with his (Jones') right elbow. Suspect Jones attempted to run away. He took two steps and ran into Deputy Rodriguez.

Deputy Rodriguez saw Suspect Jones running towards him and the first thing he thought of was to grab onto Suspect Jones' upper body and force him to the ground. Deputy Rodriguez grabbed onto Suspect Jones' upper chest area and pulled him to the ground. As Suspect Jones was falling to the ground, Deputy Rodriguez released his hold of Suspect Jones to ensure he (Rodriguez) would not also fall down.

Suspect Jones fell on his back and immediately began kicking his legs and punching his fists in the air. Deputy Rodriguez ordered Suspect Jones to stop fighting, but he did not comply. Deputy Rodriguez believed Suspect Jones was possibly in possession of a gun or knife due to his assaultive behavior. Deputy Rodriguez was in fear for his and Deputy [REDACTED] safety, so he punched Suspect Jones twice in rapid succession in the face with his right fist.

Suspect Jones immediately covered his face with his hands and stopped fighting. The Deputies ordered Suspect Jones to turn around and place his hands behind his back. Suspect Jones complied and was handcuffed without further incident. Deputy Rodriguez did not use his O.C. spray, flashlight, or expandable baton on Suspect Jones because Suspect Jones was too close. Deputy Rodriguez also believed Suspect Jones might have had a weapon and he did not want anything in his hands if he had to use his handgun. Deputy Rodriguez estimated the fight lasted between five and ten seconds. Deputy Rodriguez did not see Deputy [REDACTED] use force on Suspect Jones. Deputy Rodriguez knew Deputy [REDACTED] was near him, but he (Rodriguez) was focused on Suspect Jones. Refer to **Exhibit A** for Deputy Rodriguez' report.

#### **DEPARTMENTAL WITNESS STATEMENTS:**

The following summary of Witness [REDACTED] interview is from an Internal Affairs Bureau and Sergeant Jones interview. The summary of Witness [REDACTED] was from Sergeant Jones' supplemental report, inside **Exhibit A**.

[REDACTED]

As the Deputies drove through the alley, Witnesses [REDACTED] and [REDACTED] were standing next to Suspect Jones' driver's side window talking to him. Witness [REDACTED] knew Suspect Jones from prior contacts and said he was always very polite and respectful. Witnesses [REDACTED] and [REDACTED] walked away from Suspect Jones' vehicle when the Sheriff's Deputies stopped their vehicle. Witness [REDACTED] saw the Deputies talking to Suspect Jones and a few minutes later, he saw the Deputies struggling with Suspect Jones.

Witness [REDACTED] said the incident happened behind the Deputies' vehicle and he did not have a clear view. Witness [REDACTED] saw Deputy [REDACTED] knee or kick Suspect Jones. Witness [REDACTED] saw the struggle between the Deputies and Suspect Jones, but did not see anything else.

[REDACTED]

Witness [REDACTED] made essentially the same statement as Witness [REDACTED] but added that he saw Deputy [REDACTED] striking Suspect Jones with his knee. I attempted to contact Witness [REDACTED] but he had moved from his residence. I was informed by Witness [REDACTED] that Witness [REDACTED] had checked into an alcohol treatment center. Witness [REDACTED] did not have a forwarding address.

**IAB Note:** Sergeant Jones contacted another Female Black at the scene. However, the Female Black advised Sergeant Jones that she was new in the neighborhood and did not want to get involved.

#### **SUSPECT STATEMENTS:**

The following is from a summary of an internal Affairs Bureau and Sergeant Tina Jones interview with Suspect Jones.

Suspect Jones told Sergeant Jones that he did not recall what happened during the use of force incident. Suspect Jones remembered stepping out of his car and did not remember anything else. Refer to Sergeant Jones supplemental report inside **Exhibit A**.

Suspect Jones told me that he did not want to talk to me about the use of force. Suspect Jones said that he was scared and was unsure if his statements were going to be used against him. I told him that I wanted to speak to him about the use of force incident only. Suspect Jones told me that he wanted to speak to a lawyer before he spoke to me. I concluded my interview.

#### **MISCELLANEOUS SECTION:**

None